

Introduced by Senator Ortiz

February 21, 2003

An act to add Chapter 22.7 (commencing with Section 22625) to Division 8 of the Business and Professions Code, relating to commercial locator services.

LEGISLATIVE COUNSEL'S DIGEST

SB 695, as introduced, Ortiz. Commercial locator services.

Existing law imposes special business regulations on various businesses, including automobile dealers, self-service storage facilities, and professional photocopiers.

This bill would require commercial locator services to cross-reference an active restraining order database before releasing any data or information, including over the Internet, that helps identify, verify, or locate an individual. The bill would prohibit a commercial locator service from releasing any information on an individual if the individual being queried has obtained a restraining order against another individual. The bill would require a commercial locator service to provide via mail, telephone, and the Internet, an "opt-out program" whereby an individual may request the commercial locator service not to produce or distribute a report on any information or data on the individual.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Chapter 22.7 (commencing with Section 22625) is added to Division 8 of the Business and Professions Code, to read:

CHAPTER 22.7. COMMERCIAL LOCATOR SERVICES

22625. A commercial locator service that provides information and data, including on the Internet, to help identify, verify, or locate an individual shall cross reference the individual being queried with an active restraining order database. If the individual that is being queried has obtained a restraining order against another individual, the commercial locator service may not release any information about the queried individual.

22626. (a) A commercial locator service that provides information and data, including on the Internet, to help identify, verify, or locate an individual shall provide an “opt-out program” whereby an individual may request the commercial locator service not produce or distribute a report containing any information or data on the individual.

(b) The opt-out program shall be accessible to individuals via mail, telephone, and the Internet.